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9 Attorneys for Plaintiff
10 CMG MORTGAGE SERVICES, INC.

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION
14

15 CMG MORTGAGE SERVICES, INC.,

16 Plaintiff,

17 v.

18 WYMAC CAPITAL, INC., a California
corporation,

19 Defendant.
20

CASE NO. C-06-3750 (MMC)

**STIPULATION AND [PROPOSED] ORDER
DISMISSING ENTIRE ACTION WITH
PREJUDICE**

Judge: Hon. Maxine M. Chesney

Trial Date: None Set

21 **STIPULATION**

22 It is hereby stipulated by and between Plaintiff CMG Mortgage Services, Inc., on the one
23 hand, and Defendant Wymac Capital, Inc., on the other hand, through their respective counsel, as
24 follows:

- 25 1. Plaintiff agrees to a dismissal with prejudice of the entire above-captioned action;
26 2. Defendant agrees to waive its right to pursue any recovery from plaintiff for any
27 costs or fees it incurred defending against this action; and
28 3. All parties shall bear their own costs and fees.

**STIPULATION AND [PROPOSED] ORDER DISMISSING ENTIRE ACTION WITH
PREJUDICE; CASE NO. C-06-3750 MMC**

1 IT IS SO STIPULATED.

2 DATED: January 15, 2007

PAYNE & FEARS L.L.P.

3
4 By: 

5 CHARLES M. LOUDERBACK
6 JAMES T. CONLEY
7 Attorneys for Plaintiff
8 CMG MORTGAGE SERVICES,
9 INC.

10 DATED: January 11, 2007

MEDLIN & HARGRAVE, P.C.

11 By: 

12 DAVID MEDLIN,
13 Attorneys for Plaintiff
14 CMG MORTGAGE
15 SERVICES, INC.

16 DATED: January 12, 2007

BOWLES & VERNA, L.L.P.

17 By: 

18 RICHARD T. BOWLES
19 MARY P. SULLIVAN
20 Attorneys for Defendant
21 WYMAC CAPITAL, INC.

22 **ORDER**

23 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the above action is
24 dismissed in its entirety with prejudice, each side to bear their own costs and fees.

25 IT IS SO ORDERED.

26 Dated: January 16, 2007

27 

28 HON. MAXINE M. CHESNEY
JUDGE OF THE UNITED STATES DISTRICT
COURT, NORTHERN DISTRICT OF CALIFORNIA

STIPULATION AND [PROPOSED] ORDER DISMISSING ENTIRE ACTION WITH
PREJUDICE; CASE NO. C-06-3750 MMC